

Wagner & Bonsignore
Consulting Civil Engineers, A Corporation

JDM
A028609

Nicholas F. Bonsignore, P.E.
Robert C. Wagner, P.E.
Paula J. Whealen
Henry S. Matsunaga

James C. Hanson
Consulting Civil Engineer
A Corporation

David H. Peterson, CEG, CHG
David Houston, P.E.
David P. Lounsbury, P.E.
Vincent Maples, P.E.
Emily MacDonald
Ryan E. Stolfus

January 12, 2015

2015 JAN 12 PM 2:10
DIV OF WATER RIGHTS
STATE WATER RESOURCES CONTROL BOARD

Ms. Barbara Evoy
Division of Water Rights
State Water Resources Control Board
P.O. Box 2000
Sacramento, CA 95812-2000

Re: Water Right Permit 21185 (Application 28609) – June Lake Public Utility District

Dear Ms. Evoy:

Enclosed is a Petition for Temporary Urgency Change requesting renewal of the temporary change of the bypass requirement within Permit 21185 that was granted by the Division of Water Rights in an order dated August 25, 2014. The temporary change granted by the August 25, 2014 order is effective through February 21, 2015. The requested renewal period would begin February 21, 2015 and end August 20, 2015.

Also enclosed is the required filing fee check payable to “State Water Resources Control Board” for \$1,042.00. A check payable to the California Department of Fish and Wildlife for \$850.00 for their environmental review was already submitted with the Petitions for Change filed by June Lake Public Utility District on January 29, 2014.

Please contact our office if you have any questions regarding the enclosed.

Very truly yours,

WAGNER & BONSIGNORE
CONSULTING CIVIL ENGINEERS



Vincent M. Maples, P.E.

Encls. ✓
Cc: Richard Ciauri (via email)
Craig Stevens (via email)
Jennifer Dick-McFadden (via email)
Scott Frazier (via email)
Kimberly Nicol, CDFW (w/ encls.)
Patty Kouyoumdjian, RWQCB (w/ encls.)

2151 River Plaza Drive • Suite 100 • Sacramento, CA 95833-4133
Ph: 916-441-6850 or 916-448-2821 • Fax: 916-779-3120

Please indicate County where your project is located here:

MONO

MAIL FORM AND ATTACHMENTS TO:
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Tel: (916) 341-5300 Fax: (916) 341-5400
http://www.waterboards.ca.gov/waterrights

STATE WATER RESOURCES CONTROL BOARD
2015 JAN 12 PM 2:16
DIV OF WATER RIGHTS SACRAMENTO

PETITION FOR CHANGE

Separate petitions are required for each water right. Mark all areas that apply to your proposed change(s). Incomplete forms may not be accepted. Location and area information must be provided on maps in accordance with established requirements. (Cal. Code Regs., tit. 23, § 715 et seq.) Provide attachments if necessary.

Form with checkboxes for Point of Diversion, Point of Rediversion, Place of Use, Purpose of Use, Distribution of Storage, Temporary Urgency, Instream Flow Dedication, Waste Water, Split, Terms or Conditions, and Other. Includes application number 28609, permit 21185, and RENEWAL label.

I (we) hereby petition for change(s) noted above and described as follows:

Point of Diversion or Rediversion - Provide source name and identify points using both Public Land Survey System descriptions to 1/4-1/4 level and California Coordinate System (NAD 83).

Present: No Change
Proposed:

Place of Use - Identify area using Public Land Survey System descriptions to 1/4-1/4 level; for irrigation, list number of acres irrigated.

Present: No Change
Proposed:

Purpose of Use

Present: No Change
Proposed:

Split

Provide the names, addresses, and phone numbers for all proposed water right holders.

Empty box for listing names, addresses, and phone numbers of proposed water right holders.

In addition, provide a separate sheet with a table describing how the water right will be split between the water right holders: for each party list amount by direct diversion and/or storage, season of diversion, maximum annual amount, maximum diversion to offstream storage, point(s) of diversion, place(s) of use, and purpose(s) of use. Maps showing the point(s) of diversion and place of use for each party should be provided.

Distribution of Storage

Present: No Change
Proposed:

Rec'd Chk# 13748
\$1,042.00
1/12/15
MS

Temporary Urgency

This temporary urgency change will be effective from February 21, 2015 to August 20, 2015.

Include an attachment that describes the urgent need that is the basis of the temporary urgency change and whether the change will result in injury to any lawful user of water or have unreasonable effects on fish, wildlife or instream uses.

Instream Flow Dedication – Provide source name and identify points using both Public Land Survey System descriptions to ¼-¼ level and California Coordinate System (NAD 83).

Upstream Location:
Downstream Location:

List the quantities dedicated to instream flow in either: cubic feet per second or gallons per day:

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec

Will the dedicated flow be diverted for consumptive use at a downstream location? Yes No
If yes, provide the source name, location coordinates, and the quantities of flow that will be diverted from the stream.

Waste Water

If applicable, provide the reduction in amount of treated waste water discharged in cubic feet per second.

Will this change involve water provided by a water service contract which prohibits your exclusive right to this treated waste water? Yes No

Will any legal user of the treated waste water discharged be affected? Yes No

General Information – For all Petitions, provide the following information, if applicable to your proposed change(s).

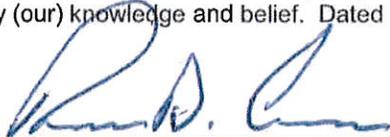
Will any current Point of Diversion, Point of Storage, or Place of Use be abandoned? Yes No

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of:
 ownership lease verbal agreement written agreement

If by lease or agreement, state name and address of person(s) from whom access has been obtained.

Give name and address of any person(s) taking water from the stream between the present point of diversion or redirection and the proposed point of diversion or redirection, as well as any other person(s) known to you who may be affected by the proposed change.

All Right Holders Must Sign This Form: I (we) declare under penalty of perjury that this change does not involve an increase in the amount of the appropriation or the season of diversion, and that the above is true and correct to the best of my (our) knowledge and belief. Dated 1-9-2015 at June Lake, CA.


Right Holder or Authorized Agent Signature
BY: RICHARD CIAURI, GENERAL MANAGER

Right Holder or Authorized Agent Signature

NOTE: All petitions must be accompanied by:
(1) the form Environmental Information for Petitions, including required attachments, available at: http://www.waterboards.ca.gov/waterrights/publications_forms/forms/docs/pet_info.pdf
(2) Division of Water Rights fee, per the Water Rights Fee Schedule, available at: http://www.waterboards.ca.gov/waterrights/water_issues/programs/fees/
(3) Department of Fish and Wildlife fee of \$850 (Pub. Resources Code, § 10005)

STATE WATER RESOURCES CONTROL BOARD

2015 JAN 12 PM 2:16

DIV OF WATER RIGHTS SACRAMENTO

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Tel: (916) 341-5300 Fax: (916) 341-5400
http://www.waterboards.ca.gov/waterrights

ENVIRONMENTAL INFORMATION FOR PETITIONS

This form is required for all petitions.

Before the State Water Resources Control Board (State Water Board) can approve a petition, the State Water Board must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition for change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

In accordance with California Water Code Section 1441, this Petition requests renewal of the Temporary Urgency Change of Permit 21185 (A028609) granted by the Division of Water Rights by order dated August 25, 2014. Refer to the Petition for Temporary Urgency Change submitted to the Division of Water Rights for Permit 21185 on May 20, 2014. June Lake Public Utility District (Petitioner) is continuing to study the biological resources in Fern Creek to support a permanent change in the bypass requirement. Information obtained from the studies will be included in the California Environmental Quality Act (CEQA) document being prepared for the Petitions requesting a permanent change of the bypass requirement. The Petitioner is the lead agency responsible for compliance with CEQA for this Petition. The Petitioner's Notice of Exemption pursuant to CEQA is attached.

Insert the attachment number here, if applicable:

Coordination with Regional Water Quality Control Board

For change petitions only, you must request consultation with the Regional Water Quality Control Board regarding the potential effects of your proposed change on water quality and other instream beneficial uses. (Cal. Code Regs., tit. 23, § 794.) In order to determine the appropriate office for consultation, see: http://www.waterboards.ca.gov/waterboards_map.shtml. Provide the date you submitted your request for consultation here, then provide the following information.

Date of Request

1/12/15

Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?

Yes No

Will a waste discharge permit be required for the project?

Yes No

If necessary, provide additional information below:

[Empty text box for additional information]

Insert the attachment number here, if applicable:

Local Permits

For temporary transfers only, you must contact the board of supervisors for the county(ies) both for where you currently store or use water and where you propose to transfer the water. (Wat. Code § 1726.) Provide the date you submitted your request for consultation here.

Date of Contact

[Empty text box for Date of Contact]

For change petitions only, you should contact your local planning or public works department and provide the information below.

Person Contacted: Date of Contact:

Department: Phone Number:

County Zoning Designation:

Are any county permits required for your project? If yes, indicate type below. Yes No

- Grading Permit
- Use Permit
- Watercourse
- Obstruction Permit
- Change of Zoning
- General Plan Change
- Other (explain below)

If applicable, have you obtained any of the permits listed above? If yes, provide copies. Yes No

If necessary, provide additional information below:

No County Permits are required for the requested change.
County Zoning Designation: Various, including: single-family residential, multi-family residential (medium and high-density), commercial, commercial lodging, mixed use, open space, and specific plan area.

Insert the attachment number here, if applicable:

Federal and State Permits

Check any additional agencies that may require permits or other approvals for your project:

- Regional Water Quality Control Board Department of Fish and Game
- Dept of Water Resources, Division of Safety of Dams California Coastal Commission
- State Reclamation Board U.S. Army Corps of Engineers U.S. Forest Service
- Bureau of Land Management Federal Energy Regulatory Commission
- Natural Resources Conservation Service

Have you obtained any of the permits listed above? If yes, provide copies. Yes No

For each agency from which a permit is required, provide the following information:

Agency	Permit Type	Person(s) Contacted	Contact Date	Phone Number

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

Construction or Grading Activity

Does the project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed, bank or riparian habitat of any stream or lake? Yes No

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

Archeology

Has an archeological report been prepared for this project? If yes, provide a copy. Yes No

Will another public agency be preparing an archeological report? Yes No

Do you know of any archeological or historic sites in the area? If yes, explain below. Yes No

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

Photographs See files of State Water Board.

For all petitions other than time extensions, attach complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the following three locations:

- Along the stream channel immediately downstream from each point of diversion
- Along the stream channel immediately upstream from each point of diversion
- At the place where water subject to this water right will be used

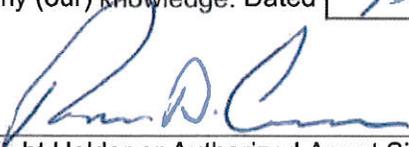
Maps

For all petitions other than time extensions, attach maps labeled in accordance with the regulations showing all applicable features, both present and proposed, including but not limited to: point of diversion, point of rediversion, distribution of storage reservoirs, point of discharge of treated wastewater, place of use, and location of instream flow dedication reach. (Cal. Code Regs., tit. 23, §§ 715 et seq., 794.)

Pursuant to California Code of Regulations, title 23, section 794, petitions for change submitted without maps may not be accepted.

All Water Right Holders Must Sign This Form:

I (we) hereby certify that the statements I (we) have furnished above and in the attachments are complete to the best of my (our) ability and that the facts, statements, and information presented are true and correct to the best of my (our) knowledge. Dated 1-9-2015 at June Lake, CA.



Water Right Holder or Authorized Agent Signature

Water Right Holder or Authorized Agent Signature

By: Richard Ciauri, General Manager June Lake PUD

NOTE:

- Petitions for Change may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game. (Cal. Code Regs., tit. 23, § 794.)
- Petitions for Temporary Transfer may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game and the board of supervisors for the county(ies) where you currently store or use water and the county(ies) where you propose to transfer the water. (Wat. Code § 1726.)

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044
County Clerk
County of: Mono

From: (Public Agency): June Lake Public Utility District
2380 Highway 158, June Lake, CA 93529
(Address)

Project Title: Petition for Change to Permits

Project Applicant: June Lake Public Utility District

Project Location - Specific:
Clark Water Treatment Plant on Fern Creek, June Lake

Project Location - City: June Lake Project Location - County: Mono

Description of Nature, Purpose and Beneficiaries of Project:
Because of an ongoing drought in the watershed, JLPUD has petitioned the State Water Resources Control Board to reduce the bypass requirement in its water right licenses and permits [List] from 200 to 25 gallons per minute. They are now requesting a renewal of the Temporary Urgency Change Petition.

Name of Public Agency Approving Project: June Lake Public Utility District

Name of Person or Agency Carrying Out Project: June Lake Public Utility District

- Exempt Status: (check one):
[] Ministerial (Sec. 21080(b)(1); 15268);
[X] Declared Emergency (Sec. 21080(b)(3); 15269(a));
[X] Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
[X] Categorical Exemption. State type and section number: Existing Facilities 15301(i)
[] Statutory Exemptions. State code number:

Reasons why project is exempt:
The new bypass meets standards set in Fish and Game Code 6022. JLPUD has consulted with the Department of Fish and Wildlife to ensure that this change would not adversely affect fish or wildlife species (see attached). The project would not result in the construction or modification of any new facilities.

Lead Agency
Contact Person: Richard Ciauri Area Code/Telephone/Extension: (760) 648-7778

- If filed by applicant:
1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? [] Yes [] No

Signature: [Signature] Date: 1-9-2015 Title: General Manager

[X] Signed by Lead Agency [] Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.
Date Received for filing at OPR: